

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office DEC 10 1987

Returned to applicant for correction.....

Corrected application filed.....

Map filed DEC 16 1987

The applicant DIABLO TRANSPORTATION, INC.

551 N BUCHANAN CIRCLE

Street and No. or P.O. Box No.

, of

PACHECO

City or Town

CALIFORNIA 94553

State and Zip Code No.

....., hereby make.... application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

Diablo Transportation was incorporated on April 15, 1986, in Pacheco, CA.

1. The source of the proposed appropriation is UNDERGROUND
Name of stream, lake, spring, underground or other source

2. The amount of water applied for is 0.05 second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet.....

3. The water to be used for COMMERCIAL and DOMESTIC
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated.....

(b) Stockwater, state number and kinds of animals to be watered.....

(c) Other use (describe fully under "No. 12. Remarks").....

(d) Power:

(1) Horsepower developed.....

(2) Point of return of water to stream.....

5. The water is to be diverted from its source at the following point NW¼ NE¼ of Sec 23, T20N R25E MDB&M
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
or at a point from which the NE corner of said section bears N77° 36' 12"E,
a distance of 1753.66 feet.

6. Place of use A portion of the NW¼ NE¼ of Sec. 23 T20N R25E MDB&M, being parcel
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
"A" of the Carol A King parcel map (Lyon County document number 108025)
containing 5.00 acres.

7. Use will begin about January 1st and end about December 31st, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) pump, well and underground conduit
State manner in which water is to be diverted, i.e. diversion structure, ditches and
(2" pipe)
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works \$6,000.00

10. Estimated time required to construct works.....1 (one) year.....
If well completed, describe works.

11. Estimated time required to complete the application of water to beneficial use.....1 (one) year.....

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water will be used for the cleaning and maintenance of heavy trucks, area landscaping and domestic (watchman quarters) Annual estimated use 876,000 gallons.

By s/Ralph Henninger (agent)
P.O. Box 1059
Fernley Nevada 89408
Compared bc/bk pm/se
Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins, or before the Proof of Completion of Work is filed. This source is located within an area designated by the State Engineer, pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use. The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.05 cubic feet per second, but not to exceed 0.876 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before April 19, 1989

Proof of completion of work shall be filed on or before May 19, 1989

Application of water to beneficial use shall be made on or before April 19, 1990

Proof of the application of water to beneficial use shall be filed on or before May 19, 1990

Map in support of proof of beneficial use shall be filed on or before

Completion of work filed SEP 25 1989 IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed 8-2-90 State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 19th day of April

Cultural map filed

Certificate No. 13056 Issued OCT 10 1991 A.D. 1988

Peter G. Morros
State Engineer